

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING RULE 53 CONTINUATION/DIVISIONAL APPLICATION**

22388 U.S. PTO
10/691675
102303

In re Application of: Duran et al.

This Application is a:


☒ Continuation)
) application filed under 37 CFR 1.53
Divisional)

of pending prior application:

Serial No.: 10/264,749
Filed: October 4, 2002
Prior Examiner: Thai Q. Tran
Prior Group: 2615

Title: **CENTRALIZED SERVER METHODOLOGY FOR COMBINED AUDIO AND
VIDEO CONTENT (As amended)**

Mail Stop PATENT APPLICATION
U.S. Patent and Trademark Office
Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

<p>Certificate of Express Mailing</p> <p>Express Mail No. 64654515 164 45</p> <p>Date: 10-23-03</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service as express mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450</p> <p></p> <p>Signature: Julie Tipton</p>

Dear Sir:

☒ Attached is a specification including:
☒ Abstract
☒ Specification, claims and attachments (34 pages)
☒ 11 sheets of Figures 1 – 9B

☒ 1. Always X one box, only:

☐ 1a. Newly executed oath or declaration (original or copy) of pages.
☒ 1b. A signed declaration or oath as originally filed in a prior parent application
attached. Number of pages 2.

1. _____ 2. _____
3. _____ 4. _____

2a. Incorporation by reference:

X 3. The entire disclosure of the prior application, from which a copy of the oath or declaration is being supplied under Box 2a is considered as being a part of the disclosure of the accompanying application and is hereby incorporated by reference herein.

____3a. A declaration is not being supplied at this time. A declaration will be executed in due course and forwarded in accordance with 37 CFR 1.53(b) and 37 CFR 1.53(f).

_____ 4. Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A third copy of this letter is attached for filing in the prior application file.

_____5. Priority is claimed under 35 U.S.C. 119/365 based on filing in the _____country
of: _____

Application No.	Filing Date	Application No.	Filing Date
(1)		(4)	
(2)		(5)	
(3)		(6)	

- a. (No.) Certified copy/copies attached.
- b. Certified copy/copies previously filed on _____ in U.S. Application No. _____, filed on _____
- c. Certified copy/copies filed during International stage of PCT/_____
- d. Priority is also claimed from PCT/_____ filed _____

X 6. Prior application is assigned to Forgent Networks, Inc., Reel 0127351, Frame 0615, on March 28, 2002.

_____ 7. Attached is an Assignment and Cover Sheet. Please return the recorded Assignment to the undersigned.

(NOTE: add assignment filing fee below.)

X 8. The power of attorney in the prior application is to at least:

TIMOTHY G. ACKERMANN, Reg. No. 44,493	STEVEN R. GREENFIELD, Reg. No. 38,166	DANIEL G. NGUYEN, Reg. No. 42,933
BENJAMIN J. BAI, Reg. No. 43,481	J. PAT HEPTIG, Reg. No. 40,643	ROSS T. ROBINSON, Reg. No. 47,031
MICHAEL J. BLANKSTEIN, Reg. No. 37,097	SHARON A. ISRAEL, Reg. No. 41,867	STEPHEN G. RUDISILL, Reg. No. 20,087
MARY JO BOLDINGH, Reg. No. 34,713	JOHN R. KIRK JR., Reg. No. 24,477	J.L. JENNIE SALAZAR, Reg. No. 45,065
MARGARET A. BOULWARE, Reg. No. 28,708	PAUL R. KITCH, Reg. No. 38,206	JERRY R. SELINGER, Reg. No. 26,582
MATTHEW O. BRADY, Reg. No. 44,554	TIMOTHY M. KOWALSKI, Reg. No. 44,192	STEVE Z. SZCZEPANSKI, Reg. No. 27,957
DANIEL J. BURNHAM, Reg. No. 39,618	ROGER L. MAXWELL, Reg. No. 31,855	ANDRE M. SZUWALSKI, Reg. No. 35,701
RONALD B. COOLLEY, Reg. No. 27,187	LISA H. MEYERHOFF, Reg. No. 36,869	ALAN R. THIELE, Reg. No. 30,694
STUART D. DWORK, Reg. No. 31,103	STANLEY R. MOORE, Reg. No. 26,958	TAMSEN VALOIR, Reg. No. 41,417
ROGER J. FRENCH, Reg. No. 27,786		BRIAN D. WALKER, Reg. No. 37,751
JANET M. GARETTO, Reg. No. 42,568		HAROLD N. WELLS, Reg. No. 26,044
JOHN C. GATZ, Reg. No. 41,774		WILLIAM D. WIESE, Reg. No. 45,217
RUSSELL J. GENET, Reg. No. 42,571		

____ a. Recognize _____, Reg. No. _____ as having associate power of attorney.
(Name and Reg. No.; Address as in item 8 unless otherwise indicated)

____ b. _____, Reg. No. _____, was recognized as associate power of attorney
in the prior application.

____ c. Since a power does not appear in the original papers, a copy of the
power in the prior application is attached.

Address all future communications to:

Stuart D. Dwork
Jenkins & Gilchrist, P.C.
1445 Ross Ave, Suite 3200
Dallas, TX 75202-2799

X 9. Amend the specification by inserting before the first line of the application the sentence: -- This application is a continuation of Application Serial No. 10/264,749, filed 10/04/2003, now allowed, which is a continuation of Application Serial No. 09/894,051, filed June 28, 2001, now U.S. Patent No. 6,480,584, which is a continuation of Application Serial No. 09/757,392, filed January 8, 2001, now U.S. Patent No. 6,285,746, which is a continuation of Application Serial No. 09/490,905, filed January 25, 2000, now U.S. Patent No. 6,181,784 B1, which is a continuation of Application No. 08/425,729, filed on April 21, 1995, now abandoned, which is a continuation of Application No. 08/158,045, filed on November 24, 1993 now abandoned, which is a continuation of Application No. 07/703,685 filed on May 21, 1991 now abandoned:—

X 10. **PRELIMINARY AMENDMENT to be entered before fee calculation:**

Prior to an examination of this Continuation Application on the merits, please enter the enclosed Preliminary Amendment.

 11. Verified Statement(s) establishing "small entity" status under Rules 9 & 27

 CLAIMS SMALL ENTITY STATUS UNDER 37 C.F.R. § 1.9 AND 1.27.
 have been filed in above prior application (and is still be believed to be proper and desired)
 are attached hereto.

 12. PETITION to extend the life of the above prior application to at least the date hereof.

 (One box must be X'd)
 is being concurrently filed in that prior application.
 was previously filed in that prior application (Check length of prior extension).
 is not necessary for copendency (**Double check** before X'ing this box).

 13. **INFORMATION DISCLOSURE STATEMENT:** Attached is Form PTO-1449 listing newly cited documents not cited by Applicant or the PTO in the parent application(s) relied upon under 35 U.S.C. 120 and referenced above. Per Rule 98(d) copies of those documents are not required now. Please fully consider those documents and advise that they have been considered in this new application as by returning a copy of the enclosed Form PTO-1449 with the Examiner's initials in the left column per MPEP 609.

 14. Attached is a Rule 103(a) Petition to Suspend Action.

 X 15. The following Filing Fee calculation is based on the claims filed.

NOTE: If box 1D is X'd, do not pay any fees at this time

	NO. FILED	NO. EXTRA	RATE	FEE
LARGE ENTITY BASIC FEE				\$770
TOTAL CLAIMS	5		\$18	
INDEPENDENT CLAIMS	1		\$86	
MULTIPLE DEPENDENT CLAIM(S) PRESENTED			\$290	
TOTAL FEES:				\$770.00
Deduct one-half of fee for Small Entity				-

ASSIGNMENT RECORDAL FEE \$40	
TOTAL AMOUNT DUE:	\$770.00

X 16. ATTACHED: (other)
Acknowledgment Postcard

X 17. A check in the amount of \$ 770.00 to cover the TOTAL FEE is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0447.

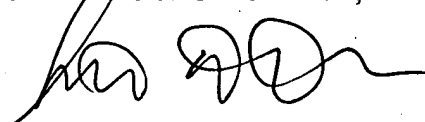
 18. Please charge my Deposit Account No. 10-0447 in the amount of \$ to cover the TOTAL FEE. This sheet is attached in duplicate.

CHARGE STATEMENT: If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136. The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and may be required under 37 CFR 1.16-1.18 (missing or insufficiencies only) now or hereafter relative to this application and for the resulting Official Document under 37 CFR 1.20, OR credit any overpayment to our Deposit Account No. 10-0447, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Respectfully submitted,

JENKENS & GILCHRIST, P.C.



Stuart D. Dwork
Registration No. 31,103

1445 Ross Avenue, Suite 3200
Dallas, Texas 75202-2799
(Direct) 214/855-4727
(Fax) 214/855-4300

NOTE: File this Request in duplicate with a return postcard and attachments or in triplicate if item 3 is marked.

Jenkins & Gilchrist

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Certificate of Express Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as express mail in an envelope addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313

Express Mail No. **EL654515164US**

On **10-23-03**

Signature: *Julie Tipton*
Julie Tipton

Re: Applicant(s): Duran et al.
Serial No.: Unassigned
Filing Date: Herewith
For: CENTRALIZED SERVER METHODOLOGY FOR COMBINED AUDIO
AND VIDEO CONTENT (As amended)
Docket No.: 20661-00005USC5

CUSTOMER NO. 23932

EL654515164US

Dear Sir:

Transmitted for filing with the Patent and Trademark Office are the following documents for the above-referenced patent application:

1. Rule 53(b) Continuation/Divisional
2. Specification, claims & abstract (total of 34 pages) and 11 sheets of drawings as filed in the original application.
3. 11 sheets of Formal drawings
4. Declaration and Power of Attorney
5. Check in the amount of \$770.00
6. Preliminary Amendment
7. Acknowledgement postcard.

Jenkins & Gilchrist

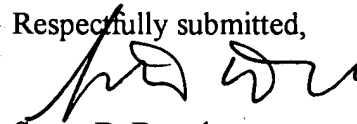
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October 22, 2003

Page 2

Please address all communications related to this to: Stuart D. Dwork
Jenkins & Gilchrist, P.C.
1445 Ross Avenue, Suite 3200
Dallas, Texas 75202-2799

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Stuart D. Dwork', is written over the text 'Respectfully submitted,'.

Stuart D. Dwork
Registration No. 31,103

Jenkins & Gilchrist

A PROFESSIONAL CORPORATION

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October 21, 2003

Commissioner for Patents
Alexandria, VA 22313

Re: Applicant(s): Duran, et al.

For: (Previously Titled) COMPUTER CONTROLLED RECORDER OF
TELEVISION SIGNALS HAVING THE ABILITY FOR A USER TO
SELECT AMONG A VARIETY OF STORED SIGNALS FOR PLAYBACK
INDEPENDENT OF RECORDING OF AN AUDIO AND VIDEO
STREAM

(New Title) CENTRALIZED SERVER METHODOLOGY FOR
COMBINED AUDIO AND VIDEO CONTENT

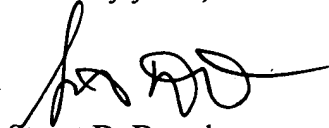
Docket No.: 22768-000005USC5

Dear Sir:

Enclosed please find, in its' entirety, a copy of Patent Application Serial number 09/894,051 as filed June 28, 2001. This application is comprised of Abstract, Specification, Claims, Attachments (34 pages), and 11 sheets of informal drawings.

Also enclosed, and respectfully submitted for filing with Patent and Trademark Office in the above-reference continuation application, please find 11 (eleven) sheets of Formal Drawings.

Sincerely yours,



Stuart D. Dwork
Registration No. 31,103

SDD:jt